

MEMO ENDORSED

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

12 Civ. 6421 (KMK)

v.

EDWARD BRONSON, E-LIONHEART
ASSOCIATES, LLC, d/b/a FAIRHILLS CAPITAL,

Defendants,

and

FAIRHILLS CAPITAL, INC.

Relief Defendant.

UNOPPOSED MOTION TO WITHDRAW ATTORNEY APPEARANCE
FOR DEFENDANT EDWARD BRONSON

1. Defendant, Edward Bronson, by and through his undersigned counsel and pursuant to Local Civil Rule 1.4, respectfully seeks to withdraw the appearance of Paul A. Rachmuth, Esq. (“Counsel”) as counsel for Mr. Bronson. In support of this motion, Mr. Bronson states as follows:

2. Mr. Bronson had been represented by Ryan Quinn, Esq. of DLA Piper, LLP (US) until Mr. Quinn’s withdrawal as counsel for the Defendants on June 26, 2022.

3. On September 9, 2022, Plaintiff, the Securities and Exchange Commission (the “SEC”) moved for writs of garnishment against certain third parties, including Counsel.

4. In the SEC’s motion, it alleges certain actions by Counsel (which both Mr. Bronson and Counsel deny) and requests the Court conduct a hearing at which Counsel would be called to testify.

5. Given the allegations against Counsel and the prospect that Counsel may be called as a witness in the hearing on the SEC's motion, Counsel believes he cannot represent Mr. Bronson in this matter. *See* Declaration of Paul A. Rachmuth, annexed hereto as Exhibit A.

6. Counsel has conferred with Maureen P. King, counsel for the SEC, who has indicated that the SEC does not take any position on Counsel's withdrawal as counsel for Mr. Bronson.

7. Mr. Bronson has begun his efforts to retain replacement counsel to represent him in this matter.

8. Wherefore, Mr. Bronson, respectively requests this Court grant this motion and enter an Order withdrawing the appearance of Mr. Rachmuth and grant such other relief as it deems just and appropriate.

Dated: Rockville Centre, New York
September 12, 2022

Respectfully submitted,

/s/ Paul A. Rachmuth
Paul A. Rachmuth (PR-1566)
paul@paresq.com
265 Sunrise Highway, Ste. 1515
Rockville Centre, NY 11570

Granted.

SO ORDERED

KENNETH M. KARAS U.S.D.J.

10/13/2022

EXHIBIT A

**UNITED STATES DISTRICT COURT
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Relief Defendant.

DECLARATION OF PAUL RACHMUTH

I, Paul A. Rachmuth, an attorney admitted to practice before this Court, declares the following to be true, fully cognizant of the penalties of perjury:

1. I am counsel to Defendant Edward Bronson in this matter and submit this declaration in support of Mr. Bronson's Unopposed Motion for Leave to Withdraw Attorney Appearance (the "Motion").

2. On September 9, 2022, Plaintiff, the Securities and Exchange Commission (the "SEC") moved for writs of garnishment against certain third parties, including me. In the SEC's motion, it alleges certain actions by me (which I deny) and requests the Court conduct a hearing at which I may be called to testify.

3. Given the allegations against me and the prospect that I may be called as a witness in the hearing on the SEC's motion, I do not believe I can continue to represent Mr. Bronson in this matter.

4. I have conferred with Mr. Bronson, who does not oppose this Motion. I have also conferred with Maureen P. King, counsel for the SEC, who has indicated that the SEC does not take any position on this Motion.

Respectfully submitted,

/s/ Paul A. Rachmuth
Paul A. Rachmuth (PR-1566)
paul@paresq.com
265 Sunrise Highway, Ste. 1515
Rockville Centre, NY 11570